



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PETITION FOR WITHDRAWAL FROM ISSUE

#13

APPLICANT: Vincent E. Bryan et al. DOCKET NO: P98,0774
SERIAL NO.: 08/944,234 GROUP ART NIT: 3309
FILED: October 6, 1997 EXAMINER: G. TUCKER
BATCH NO.: J67
INVENTION: DRILL HEAD FOR USE IN PLACING AN INTERVERTEBRAL
DISC DEVICE

Assistant Commissioner for Patents
Box CPA
Washington, DC 20231

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PETITION FOR WITHDRAWAL FROM ISSUE

S I R:

In accordance with 37 C.F.R. §1.313:

1. Applicant hereby petitions for the withdrawal of the captioned application from issue.
2. The issue fee for this case was paid on October 14, 1998. The undersigned attorney of record has been informally and orally informed that the maturing patent may be scheduled for issue on January 19, 1999.
3. The reason for the request for withdrawal from issue is (1) for abandonment to permit consideration of an Information Disclosure Statement under 37 C.F.R. §1.97 in a continuing application; and (2) to remedy the potential unpatentability of one or more claims in the captioned application, all in accordance with 37 C.F.R. §313(b).

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That continuing application has been filed today, but no information regarding the application serial number has yet been received.

4. The Petition Fee (37 C.F.R. §1.17(i)) is paid by the enclosed check in the sum of \$130.00.

Respectfully submitted,

 (Reg. No. 26,494)

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